

Application No.: 09/716,154

No.: CX098007-C01/BCS03324
(PATENT)

REMARKS

Claims 2, 4, 5, 8, 11, 13, 14, 17, 21, 23, 24, and 27 have been cancelled. Claims 1, 3, 6, 10, 12, 15, 20, 22, and 25 have been amended. No new matter has been added.

Claims 7, 9, 16, 18, 26, 28 are believed to be in "original" form, however, Applicant's attorney is missing part of the file wrapper and cannot confirm that there claims are indeed original.

Thus, claims 1, 3, 6, 7, 9, 10, 12, 15, 16, 18, 20, 22, 25, 26, and 28 remain pending in the instant application. Reconsideration of this application is respectfully requested.

Applicants note the Examiner's objection to the "Abstract" and "Summary of Invention". Applicants will cure the above-recited informalities after the Examiner confirms that all pending claims are in condition for allowance.

Claims 1-4, 6-7, 9, 10-13, 15-16, 18, 20-23, 25-26, and 28 stand rejected the judicially created doctrine of obviousness-type double patenting as being unpatentable over claims 1-12 of U.S. Patent No. 6,215,792.

Claims 1-3 and 6 stand rejected under 35 U.S.C. § 102(b) as being anticipated by Wah et al. (U.S. Patent 4, 630, 264).

Claims 10-12, 15, 20-22, and 25 stand rejected under 35 U.S.C. § 103(a) as being unpatentable over Wah.

Claims 9, 18, and 28 stand rejected under 35 U.S.C. § 103(a) as being unpatentable over Wah in view of Smythe et al.

Claims 5, 8, 14, 17, 24, and 27 have been objected to as being dependant upon a rejected base claim, but would be allowable if rewritten in independent form including all the limitations of the base claim and any intervening claim.

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Claims 1, 10, and 20 have been amended to include all the limitations of allowable claims 5, 14, and 24, respectively, and all the limitations of any intervening claims. Thus, the rejection to claims 1, 10 and 20 should be withdrawn.

As amended herein, remaining claims 3, 6, 7, 9, 12, 15, 16, 18, 22, 25, 26 and 28 all depend from claims 1, 10 and 20, respectively. As such, the rejections to claims 3, 6, 7, 9, 12, 15, 16, 18, 22, 25, 26 and 28 should be withdrawn in light of amended claims 1, 10, and 20.

In view of the above, each of the presently pending claims in this application is believed to be in immediate condition for allowance. Accordingly, the Examiner is respectfully requested to pass this application to issue.

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Respectfully submitted,

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